IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

C.W.P. No. 19451 of 2006
Date of decision December 15, 2006

Madhu Bala

.....Petitioner

Versus

Kurukshetra University, Kurukshetra through its Registrar and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VINEY MITTAL AND
HON'BLE MR. JUSTICE H. S. BHALLA

Present:- Sh. R.N. Lohan, Advocate
for the petitioner.

Dr. Balram Gupta, Sr. Advocate with
Sh. Lalit Gupta, Advocate
for respondent No.1.

Sh. Rajinder Goyal, Advocate
for respondent No.2 and 3.

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Viney Mittal, J (Oral)

At the outset Dr. Balram Gupta, learned Senior counsel appearing for the respondent-Kurukshetra University informs the Court that respondent Nos. 4 to 10 are lower in merit than the petitioner and to that extent the grievance made by the petitioner is justified, inasmuch as, the petitioner has been declined the admission by the College-respondent No.2. However, Sh. Gupta further states that the reasons for declining admission to the petitioner shall have to be inquired into by the University authorities.

Keeping in view the stand taken by the respondent-University, we dispose of the present petition with a direction to the Registrar, Kurukshetra University, Kurukshetra-respondent No.1 to inquire into the admission of respondent Nos. 4 to 10 made in B. Ed course by the

College-respondent No.2 and also find out the reasons on account of which the petitioner has been declined admission whereas the persons lower in merit than her have been so admitted.

The aforesaid inquiry shall be conducted by the Registrar of the Kurukshetra University-respondent No.1 within a period of six weeks from the date, the parties put in appearance before him.

The petitioner as well as the representative of the College-respondent No.2 is directed to appear before the Registrar, Kurukshetra University on January 8, 2007 at 10.00 A.M. along with all the relevant record. A communication in this regard shall also be sent by the Registrar as well as by the College, to respondent Nos. 4 to 10 who shall be served through the Principal of the College.

In the course of inquiry, the petitioner, a representative of the College as well as respondent Nos. 4 to 10 shall be permitted to participate and shall be heard.

Since the merit position of the petitioner is not being disputed by the University, therefore, in the mean time the petitioner shall be admitted provisionally to the B. Ed course in the College-respondent No.2 forthwith.

For the aforesaid purpose, the petitioner shall submit the requisite application along with fee with the College on December 21, 2006. However, we make it clear that the admission granted to the petitioner shall be wholly provisional and subject to the final outcome of the inquiry conducted by the Registrar.

Disposed of accordingly.

A copy of the order be given dasti under the attestation of the Special Secretary attached to the Bench.

(VINEY MITTAL)
JUDGE

(H.S.BHALLA)
JUDGE

December 15, 2006
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